

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE

UNITED STATES OF AMERICA)	
)	
vs.)	No. 3:19-CR-192
)	
MATTHEW SPURLING)	

ORDER

Magistrate Judge C. Clifford Shirley filed a report and recommendation recommending the Court: (1) grant Defendant's motion to withdraw his not guilty plea to Count Three of the Indictment; (2) accept Defendant's plea of guilty to Count Three of the Indictment, that is, of knowingly making a firearm, a shotgun, with a barrel less than eighteen (18) inches, in violation of Title 26, U.S.C. § 5822, 5861(f), and 5871; (3) adjudicate Defendant guilty of the charges set forth in Count Three of the Indictment; and (4) find Defendant shall remain in custody until sentencing in this matter [R. 18]. Neither party filed a timely objection to the report and recommendation. After reviewing the record, the Court agrees with the magistrate judge's report and recommendation. Accordingly, the Court **ACCEPTS** and **ADOPTS** the magistrate judge's report and recommendation [R. 18] pursuant to 28 U.S.C. § 636(b)(1) and **ORDERS** as follows:

- (1) Defendant's motion to withdraw his not guilty plea to Count Three of the Indictment is **GRANTED**;
- (2) Defendant's plea of guilty to Count Three of the Indictment, that is, of knowingly making a firearm, a shotgun, with a barrel less than eighteen (18)

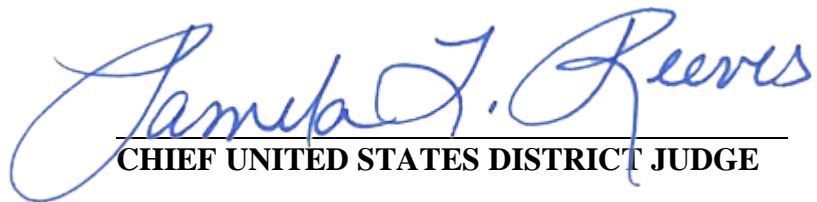
inches, in violation of Title 26, U.S.C. § 5822, 5861(f), and 5871, is

ACCEPTED;

- (3) Defendant is hereby **ADJUDGED** guilty of the charges set forth in Count Three of the Indictment;
- (4) Defendant **SHALL REMAIN** in custody until sentencing in this matter, which is scheduled to take place on **June 3, 2020, at 10:00 a.m.** before the Honorable Pamela L. Reeves, United States District Judge.

SO ORDERED.

ENTER:



CHIEF UNITED STATES DISTRICT JUDGE